



21822

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Koelle et al.**

Serial No.: **09/894,065**

Filed: **June 28, 2001**

**For: Method and Apparatus for Using
Dynamic Grouping Data to Group
Attributes Relating to Computer
Systems**

35525

PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

§ Group Art Unit: **2182**

§

§ Examiner: **Chen, Alan S.**

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§ Attorney Docket No.: **AUS920010293US1**

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Certificate of Mailing Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 23, 2005.

By: 

Stephanie Fay

TRANSMITTAL DOCUMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

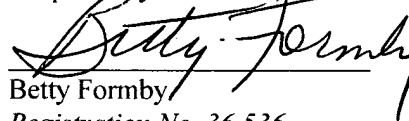
Sir:

ENCLOSED HERewith:

- Response to Notice of Non-Compliant Amendment;
- Replacement Sheet for Figure 5; and
- Copy of Notice of Non-Compliant Amendment.

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,



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By: _____

Stephanie Fay
Stephanie Fay

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A Notice of Non-Compliant Amendment was received by Applicant stating that "The amendment to the claims filed on 07/11/2005 does not comply with the requirements of 37 CFR 1.121(c) because claim 27 in the amendment appears to be an entirely new claim, but does not follow the guidelines set forth in 37, CFR 1.121(c) since the original claim 27 was not cancelled, but rather superimposed upon by the new claim 27". A copy of the Notice of Non-Compliant Amendment is attached hereto.

No fees are believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447.

Please replace the Response to Office Action filed on July 8, 2005 with the following:

Amendments to the Drawings begin on **page 2** of this paper.

Amendments to the Claims begin on **page 3** of this paper.

Remarks begin on **page 8** of this paper.